

## UNITED STATES DISTRICT COURT

for the

District of Minnesota

United States of America

v.

JOSEPH EARL HERRERA

Case No: 11-163 (01)

USM No:

Date of Original Judgment: 01/20/2012

Date of Previous Amended Judgment:

(Use Date of Last Amended Judgment if Any)

Robert Meyers

Defendant's Attorney

**ORDER REGARDING MOTION FOR SENTENCE REDUCTION  
PURSUANT TO 18 U.S.C. § 3582(c)(2)**

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

**IT IS ORDERED** that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 188 months is reduced to 151 months.

(Complete Parts I and II of Page 2 when motion is granted)

Except as otherwise provided, all provisions of the judgment dated 01/20/2012 shall remain in effect.

**IT IS SO ORDERED.**

Order Date: October 13, 2016

s/ Michael J. Davis

Judge's signature

Effective Date:

(if different from order date)

Judge Michael J. Davis

Printed name and title